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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Rupp, et al.

Serial No:

10/520,299

I.A. Serial No.

PCT/US03/21703

I.A. Filing Date:

07/09/2003

For:

METHODS AND

MATERIALS RELATING

TO NOVEL NUCLEIC

ACIDS AND POLYPEPTIDES

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

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Date: November 01, 2006

Person signing Certificate: Melissa K. Sweezey

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PETITION UNDER 37 CFR 1.182

Mail Stop PCT Commissioner for Patents Office of PCT Legal Administration P.O. Box 1450 Arlington, VA 22313-1450

Dear Sir:

Applicants submit this Petition for Decision on a Question not Specifically Provided For to clarify the difference in names in the last-named inventor between the published international application (Y. Tom Tang) and the declaration of inventors (Yuanhua T. Tang). Applicants submit herewith a statement from inventor Y. Tom Tang regarding this difference (see Exhibit 1). In the statement he declares that his legal name is Yuanhua Tang. He added an English middle name of "Tom" on his driver's license so his name reads "Yuanhua Tom Tang." He writes his name in two ways: Y. Tom Tang or Yuanhua T. Tang. Therefore, the two names are equivalent and refer to the same person.

Applicants respectfully submit that the Statement of Inventor Y. Tom Tang is sufficient to overcome the discrepancy in the names; the Declaration of Inventors is in compliance with 37 CFR 1.497 (a)-(b).

The Commissioner is authorized to charge the Petition Fee of \$400 under 37 CFR 1.17(h) to the Nuvelo, Inc. deposit account no. 50-1169. The Commissioner is also authorized to charge any additional fees, or credit any overpayment, to the Nuvelo, Inc. deposit account no. 50-1169. A duplicate copy of this paper is submitted.

Respectfully submitted,

Date: November 01, 2006

Renée Polizotto, Ph.D.

Agent for Applicants Reg. No. 53,474

Customer No. 34285

Nuvelo, Inc.

201 Industrial Road, Suite 310

San Carlos, CA 94070 Tel.: (650) 517.8422

Fax: (650) 571.8003

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